

Remarks

Claims 1-50 are subject to restriction/election in the April 24, 2009 Office Action.

Applicant elects with traverse Group II, Claims 28-30, drawn to fluorinated fluorosulfonyl-substituted heterocycles.

The grounds for traversal are, among other things, that the Examiner has made conclusory and unsubstantiated remarks regarding the invention in light of U.S. Patent No. 5,463,005 to Desmarreau et al ("the '005 patent") and used such remarks as the underpinnings of the reasons given for the restriction/election requirement.

The Examiner has failed to establish a prima facie case of obviousness of Claims 1-27 over the '005 patent.

It is respectfully submitted that the restriction is not proper and should be withdrawn.

In view of the foregoing, allowance of the above-referenced application is respectfully requested.

Respectfully submitted,

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